



Board Meeting
September 19, 2007

LINDA S. ADAMS
SECRETARY FOR
ENVIRONMENTAL PROTECTION

CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

Agenda Item 11
Attachment 2



ARNOLD SCHWARZENEGGER
GOVERNOR

1001 I STREET, SACRAMENTO, CALIFORNIA 95814 • P.O. BOX 4025, SACRAMENTO, CALIFORNIA 95812-4025
(916) 341-6000 • WWW.CIWMB.CA.GOV

MARGO REID BROWN
CHAIR
MBROWN@CIWMB.CA.GOV
(916) 341-6051

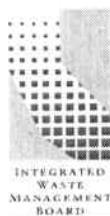
WESLEY CHESBRO
WCHESBRO@CIWMB.CA.GOV
(916) 341-6039

JEFFREY DANZINGER
JDANZINGER@CIWMB.CA.GOV
(916) 341-6024

ROSALIE MULÉ
RMULE@CIWMB.CA.GOV
(916) 341-6016

CHERYL PEACE
CPEACE@CIWMB.CA.GOV
(916) 341-6010

GARY PETERSEN
GPETERSEN@CIWMB.CA.GOV
(916) 341-6035



August 6, 2007

The Honorable Mayor Marshall Holloway
100 W. California Avenue
Ridgecrest, CA 93555

RE: 30-Day Notice of Intent to Issue the City of Ridgecrest a Compliance Order for Failure to Adequately Implement its Source Reduction and Recycling Element

Dear Mayor Holloway:

The purpose of this letter is to formally notify the City of Ridgecrest (City) that the California Integrated Waste Management Board (Board) will be considering issuing the City a Compliance Order at a public meeting in September. This action is based on Board staff's review of the City's progress in implementing diversion programs to meet the requirements of Public Resources Code Section 41780. Failure to meet the requirements of the Compliance Order may result in civil penalties of up to \$10,000.00 per day.

Board staff has conducted a 2003/2004 Biennial Review of the City's Source Reduction and Recycling Element (SRRE) program implementation to-date and diversion rate achieved. Board staff's Biennial Review findings indicate the City has failed to adequately implement its SRRE-selected diversion programs, and that its diversion rate is inaccurate. Additionally, the City has not shown a good faith effort to implement programs with sufficient diversion to enable the City to achieve the 50 percent diversion requirement. As a result, the Board will consider issuing the City a Compliance Order that will require the City to work directly with Board staff to develop a Local Assistance Plan (LAP). The LAP will outline diversion programs and specific tasks the City will implement to bring the City into compliance. The LAP will also identify local actions necessary to determine an accurate diversion rate.

In order to finalize a recommendation, Board staff met with City representatives on March 27, 2007, to discuss the City's 2003/2004 Biennial Review results. At the meeting we visited the Ridgecrest-Inyokern landfill, the primary landfill facility used by the City. We also visited the two privately operated recycling



centers in the City and observed how materials are currently processed for diversion. We discussed with City staff the diversion programs currently being operated within the City and the diversion amounts resulting from these programs, the inaccuracy of the City's diversion rate, and additional efforts needed to meet the requirements. We also discussed the lack of the following programs:

- Residential curbside collection of recyclable materials,
- Commercial collection of recyclable materials,
- School recycling programs,
- A stronger government recycling program and procurement policy.

Staff strongly recommends that you or your City's representative attend both the Board's September Permitting and Compliance Committee meeting and the full Board meeting at which a Compliance Order will be considered. The City representative will have an opportunity to present the City's program implementation efforts, diversion rate achievement, reasons the City has not made a good faith effort to implement its SRRE, and/or any special circumstances the Board should consider. The representative should also be prepared to answer any questions from the Board. The public hearings will be held at the Board's headquarters in Sacramento on the following days:

**Permitting and Compliance
Committee Meeting**

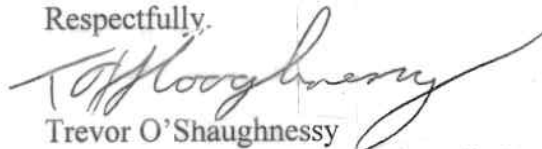
Date: September 10, 2007
Time: 1:30 P.M.
Location: Joe Serna Jr.,
CalEPA Building
Coastal Hearing Room
1001 I Street, 2nd Floor
Sacramento, CA 95814

Board Meeting

Date: September 18, 2007
Time: 10:00 A.M.
Location: Joe Serna Jr., CalEPA Building
Byron Sher Auditorium
1001 I Street, 2nd Floor
Sacramento, CA 95814

Should you have any questions about this letter or the upcoming Committee or Board meeting, please contact Curie S. Canuela at (916) 324-6373.

Respectfully,



Trevor O'Shaughnessy
Jurisdiction Compliance and Audit Section

cc: James McRea, Public Services Director; City of Ridgecrest